

14:28:30 1 A. Yes.

14:28:30 2 Q. Is that what you would do in that situation,  
14:28:34 3 you would look at your records and determine if there's  
14:28:36 4 a DS3 capacity at Nortel and say, yes, there is.

14:28:40 5 A. Normally what happens is the WALRSS case would  
14:28:45 6 go to NSS, it goes to our planner, and then it looks for  
14:28:52 7 funding or what have you, gets approved and goes back.  
14:28:56 8 It doesn't filter through us in that manner.

14:29:04 9 Q. Us being OSP?

14:29:06 10 A. OSP.

14:29:07 11 Q. I'm getting confused by your pronouns a little  
14:29:10 12 bit here.

14:29:24 13 Do you get or does planning get requests  
14:29:35 14 for information as to whether or not there's a different  
14:29:38 15 circuit capacity available at an end user's premise like  
14:29:43 16 Nortel?

14:29:43 17 A. I'm not in planning. I don't know.

14:29:49 18 Q. Does OSP get those requests?

14:29:52 19 A. When a customer wants to know if they have  
14:29:55 20 additional capacity for DS3, we can look into TIRKS. I  
14:30:01 21 don't have access to TIRKS, but -- or at least I don't  
14:30:05 22 know -- if I have access to TIRKS, because I don't get  
14:30:08 23 in it. I can go to somebody to look it up to see if  
14:30:13 24 they have additional capacity.

14:30:14 25 Q. So you have access to TIRKS if you need it?

14:30:17 1 A. Right. Yes.

30:24 2 Q. Okay. I guess my hypothetical is not the

14:30:27 3 customer -- say special access has a customer, Qwest.

14:30:31 4 Qwest wants to run a circuit from Qwest POP to Nortel's

14:30:36 5 premise, DS3.

14:30:38 6 A. Uh-huh.

14:30:38 7 Q. And so the special access account manager is

14:30:41 8 putting in an inquiry to find out whether or not both

14:30:47 9 Qwest has DS3 capacity available and whether or not

14:30:50 10 Nortel has DS3 capacity available at its end. Is that

14:30:55 11 something you would be involved with?

14:30:56 12 A. No.

14:30:56 13 Q. Who would be involved with determining that

14:31:00 14 facility availability?

14:31:01 15 A. I don't know.

14:31:03 16 Q. It's --

14:31:04 17 A. It may go to our planner.

14:31:05 18 Q. -- not interoffice?

14:31:08 19 A. Huh?

14:31:09 20 Q. It's not interoffice, right, it's on the loop

14:31:12 21 side?

14:31:13 22 A. But it doesn't come to us. I mean, I don't

14:31:15 23 get any requests like that.

14:31:16 24 Q. Who does NSS send the requests to at OSP?

14:31:21 25 MR. HARTLEY: Object to form.

14:31:22 1 A. I don't know. Maybe to the planners, but it  
14:31:25 2 doesn't come to me.

14:31:27 3 Q. Is that type information the kind that's  
14:31:30 4 regularly responded to back to the NSS by some  
14:31:33 5 department at SWBT? Would that be a strange request to  
14:31:37 6 receive?

14:31:38 7 A. For me, yes, but I don't know.

14:31:41 8 Q. But not to you -- I'm sorry.

14:31:43 9 A. It would be planning. Our planning department  
14:31:48 10 gets a lot of things we don't see and we don't get  
14:31:51 11 involved in.

14:31:59 12 Q. If a CLEC had requested to know about dark  
14:32:03 13 fiber availability to Nortel, would you be able to tell  
14:32:07 14 that by the address, the physical address they were  
15 asking?

14:32:17 16 A. If there was availability for dark fiber?

14:32:20 17 Q. Yes.

14:32:21 18 A. Yes, I believe I can.

14:32:29 19 Q. In the times that you go to the customer  
14:32:32 20 premises on a -- with the SWBT salesperson, is that  
14:32:39 21 sometimes to assist them in making the sale?

14:32:42 22 A. Yes.

14:32:54 23 Go back to the dark fiber.

14:32:56 24 Q. Sure.

14:32:57 25 A. Now, could you repeat that again?

14:33:02 1 Q. If you are reviewing to see whether or not  
14:33:04 2 dark fiber is available based on a facility check  
14:33:10 3 request --  
14:33:10 4 A. Dark fiber meaning dry fiber --  
14:33:14 5 Q. Dead count.  
14:33:15 6 A. Dead count. Yes, okay. I just wanted to make  
14:33:20 7 sure I understood the question. I'm tired.  
14:33:22 8 Q. You've heard the term dark fiber before,  
14:33:25 9 right?  
14:33:25 10 A. Yes.  
14:33:26 11 Q. And you've heard the term dead count?  
14:33:29 12 A. Uh-huh.  
14:33:29 13 Q. Those are the same in your mind?  
14:33:31 14 A. Right.  
14:33:32 15 Q. I want to back up and talk about your role in  
14:33:34 16 the facility check process.  
14:33:35 17 A. Right.  
14:33:36 18 Q. You said you don't do some things, so tell me  
14:33:40 19 what you do in the facility check process. What comes  
14:33:42 20 to you?  
14:33:43 21 A. In relationship to like Waller Creek or in  
14:33:47 22 relationship to copper facility checks, regular facility  
14:33:51 23 checks or what kind of facility checks?  
14:33:53 24 Q. Let's talk about fiber based, and we have  
14:33:57 25 heard testimony in -- just to summarize this for you,

14:34:02 1 that a WALRSS request comes from retail sales or special  
14:34:10 2 access sales or from the LSC in the case of a CLEC or  
14:34:13 3 some other group, a WALRSS request or an order for  
14:34:16 4 fiber --  
14:34:17 5 A. Uh-huh.  
14:34:17 6 Q. -- goes to NSS?  
14:34:19 7 A. Right.  
14:34:19 8 Q. NSS then forwards the request on to the proper  
14:34:25 9 department.  
14:34:25 10 A. Planners.  
14:34:26 11 Q. Planners?  
14:34:27 12 A. Right.  
14:34:28 13 Q. Sometimes that will be the planners. If it's  
14:34:33 14 IFCPC --  
14:34:34 15 A. For WALRSS cases, they go to the planners  
14:34:37 16 always.  
14:34:38 17 Q. What about IFCPC? What do they get?  
14:34:40 18 A. I don't know what they get.  
14:34:43 19 Q. For interoffice fiber?  
14:34:46 20 A. I don't deal with the interoffice fiber.  
14:34:49 21 Q. So what type of WALRSS facility checks come --  
14:34:53 22 does NSS send to you?  
14:34:54 23 A. The only facility checks for fiber has been  
14:35:00 24 Waller Creek.  
14:35:04 25 Q. Okay.

14:35:04 1 A. That I recall.

14:35:06 2 Q. The only -- the only CLEC facility checks for

14:35:10 3 fiber has been Waller Creek, right?

14:35:13 4 A. The only -- yeah, the only ones that I've

14:35:16 5 gotten have been Waller Creek. Yeah, well --

14:35:20 6 Q. Obviously SWBT sales personnel ask you about

14:35:23 7 fiber all the time, right, or are they talking --

14:35:26 8 A. They ask if there's fiber in a building.

14:35:29 9 Q. Or along a route?

14:35:30 10 A. Or a route.

14:35:39 11 Q. And is your point that SWBT sales people don't

14:35:42 12 request dark fiber, they request a circuit, and then you

14:35:45 13 have to look to see whether fiber is available for that

14:35:48 14 circuit?

14:35:48 15 A. They don't ask me for a circuit. They, you

14:35:50 16 know -- they'll say, is there fiber in this building?

14:35:56 17 Yes or no. Is there fiber in the area? Yes. You know,

14:36:04 18 we will tell them if it's in the area.

14:36:06 19 Q. When you get a request from NSS --

14:36:10 20 A. The request goes to planning.

14:36:13 21 Q. Okay. And then planning may ask you

14:36:15 22 something, right?

14:36:17 23 A. Periodically.

14:36:19 24 Q. When it goes to planning, is it -- what are

14:36:23 25 they typically asking planning?

14:36:28 1 A. I don't know specifically what they ask them.  
36:30 2 I know that it goes to them to see if there is, you  
14:36:34 3 know, facilities in the area, whether they're going to  
14:36:38 4 have to place new facilities or -- I don't know what  
14:36:41 5 they respond back exactly and I don't know what  
14:36:43 6 documents they actually physically get. I know they get  
14:36:52 7 requests, they get input back, you know. If there's a  
14:36:55 8 new building, the planner may call me and say is this --  
14:36:58 9 you know, is there a new job here or whatever, but...  
14:37:04 10 Q. Right.  
14:37:05 11 A. We get it when it's -- we get funding -- you  
14:37:09 12 know, we may get in advance a serving plan, but we get  
14:37:18 13 so many of them we don't even pay attention to them  
14:37:21 14 until we get the sold case, we have got funding, it's  
14:37:25 15 ready to go and we can issue work prints and --  
14:37:30 16 Q. Ms. Rossman, I notice today you've been  
14:37:33 17 looking at the notes that are in your lap.  
14:37:36 18 A. Uh-huh. Oh, it's just -- you can look at  
14:37:37 19 them. Some of it's my shopping list, some of it is --  
14:37:42 20 Q. Are those -- some those that you've looked at  
14:37:44 21 in preparation for your deposition today?  
14:37:46 22 A. Yes, and it's every -- well, that's telephone  
14:37:49 23 calls I called back, but you can read them.  
14:37:52 24 Q. Can I see that real quick?  
14:37:55 25 A. Yeah, sure. Those two pages right there.

14:37:58 1 That's it. That's what I've repeated.

14:38:00 2 Q. And on the first page you wrote extremely  
14:38:04 3 unique.

14:38:04 4 A. The wire center because of the Apollo project  
14:38:08 5 is extremely unique.

14:38:09 6 Q. Who told you to write that down?

14:38:12 7 MR. HARTLEY: Object to form.

14:38:13 8 A. Me.

14:38:14 9 Q. Okay.

14:38:15 10 A. Because it is -- I'm very tired today. My  
14:38:18 11 daughter had seizures last night and I was up till -- I  
14:38:27 12 just jotted down some things that I wanted to say, so I  
13 wouldn't forget.

14:38:29 14 Q. Why did you want to say these?

14:38:31 15 A. Because it is a unique -- because Richardson  
14:38:34 16 is different. It is a unique wire center and it has an  
14:38:39 17 unusual situation with the Apollo, you know, fibers.

14:38:41 18 Q. How did you know I was going to ask you about  
14:38:44 19 those issues today?

14:38:45 20 A. Because I was called here about the facility  
14:38:48 21 check at 900 North Dorothy, and I wanted to explain  
14:38:54 22 about my wire center.

14:39:12 23 MR. HARTLEY: Do you want me to make  
14:39:15 24 copies of those two pages and make them an exhibit?

14:39:18 25 MR. CRAWFORD: Yes, I'm looking at it.



14:39:20 1 real quick to see --

14:39:26 2 Q. It says here on the second page, answered FAC

14:39:30 3 check correctly.

14:39:31 4 A. Uh-huh.

14:39:31 5 Q. What does that mean?

14:39:32 6 A. That means I answered the facility checks

14:39:40 7 correctly when they were sent over to me.

14:39:42 8 Q. But in reality you didn't, did you?

14:39:44 9 A. Yes, I did.

14:39:45 10 Q. But you had improperly reserved fiber, right?

14:39:49 11 A. No. At that point in time, when I answered

14:39:51 12 the facility checks, I only put four primary fibers into

14:39:56 13 the building. Reserving those fibers was perfectly

14:40:01 14 legitimate to me. I had process in place -- coming down

14:40:06 15 the pike that we were going to need those fibers to

14:40:09 16 convert the Apollo equipment. I did the facility

14:40:14 17 correct with the information I had at that time.

14:40:21 18 Q. Right, but you're not a lawyer, right, ma'am?

14:40:25 19 A. I'm sorry?

14:40:26 20 Q. You're not a lawyer?

14:40:27 21 A. No, I'm not.

14:40:29 22 Q. And you're not familiar with the PUC order on

14:40:33 23 what you're allowed to reserve and not reserve on

14:40:35 24 facility checks, are you?

14:40:36 25 A. No.

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14:40:36 1 Q. Did you know that there was an order that said  
40:38 2 you can't reserve it in situations like the situation  
14:40:41 3 you reserved it?

14:40:41 4 A. No.

14:40:43 5 Q. Okay. So although you believed the facility  
14:40:48 6 check was done properly at the time, you were  
14:40:51 7 subsequently told by SWBT personnel that you needed to  
14:40:54 8 release those fibers because you couldn't reserve them;  
14:40:56 9 isn't that right?

14:40:57 10 A. Right. That I needed a DWO number.

14:41:03 11 Q. You needed a certain work order number, right?

14:41:05 12 A. Right.

14:41:06 13 Q. In that case, technology hadn't been decided,  
14:41:10 14 equipment had not been ordered, budgets had not been  
14:41:15 15 made, none of that had been done yet?

14:41:17 16 A. In my mind, I thought it was coming down any  
14:41:20 17 day now or -- soon we would be able to do our job with  
14:41:24 18 the work prints, put those fibers on work prints and run  
14:41:28 19 with the project.

14:41:30 20 Q. And had -- before that day, had you ever been  
14:41:33 21 trained as to what fibers you could reserve and not  
14:41:36 22 reserve?

14:41:38 23 A. Trained --

14:41:40 24 Q. By people at SWBT?

14:41:42 25 A. No, there's no training --

14:41:44 1 Q. To give you the rules on how to reserve and  
41:47 2 not reserve?

14:41:47 3 A. No.

14:41:48 4 Q. Don't you think that would have been helpful  
14:41:50 5 for them to have told you the rules?

14:41:51 6 A. Well, we thought we had a project going that  
14:41:56 7 was perfectly legitimate to -- to use those fibers on  
14:42:00 8 that we would be using them immediately, you know.

14:42:03 9 Q. But I think what you figured out --

14:42:04 10 A. Because of the extreme situation of the --

14:42:06 11 Q. Sure. I don't think anybody is doubting your  
14:42:09 12 good intent.

14:42:09 13 A. Right.

14:42:10 14 Q. It sounds like the issue was that that day you  
14:42:12 15 didn't know what rules applied, did you?

14:42:14 16 A. No.

14:42:15 17 Q. Don't you wish somebody had told you that in  
14:42:17 18 advance so you wouldn't have gotten in that situation?

14:42:19 19 A. Certainly.

14:42:21 20 Q. It's better to know than not know, isn't it?

14:42:24 21 A. Yes.

14:42:24 22 MR. HARTLEY: Object to form.

14:42:41 23 Q. Have you ever been given any further  
14:42:44 24 instructions on when you should reserve and not reserve  
14:42:47 25 fibers when you're doing a facility check request?

14:42:51 1 A. No.

42:51 2 Q. Have you ever been trained in how to properly

14:42:55 3 administer the 25 percent rule?

14:42:57 4 A. Yes.

14:42:57 5 Q. Have you ever been trained in how to

14:43:01 6 administer the 25 percent rule for El Paso and Waller

14:43:03 7 Creek?

14:43:04 8 A. Yes.

14:43:04 9 Q. When was that -- when did that take place?

14:43:08 10 A. I don't recall.

14:43:09 11 Q. A long time ago?

14:43:11 12 A. A while back.

14:43:12 13 Q. Year or two, something like that?

14:43:14 14 A. I don't know.

14:43:15 15 Q. Here you go, ma'am. Let me return your notes

14:43:18 16 to you.

14:43:18 17 A. I think it was the past year.

14:43:22 18 Q. But I'll ask you to close them and not look at

14:43:24 19 them for the reminder of the deposition.

20 A. Okay. There's nothing there that --

14:43:26 21 MR. HARTLEY: I think she's entitled to

14:43:27 22 them. If she's written notes down, she's entitled to

14:43:30 23 look at them to refresh her memory. I don't think

24 there's any rule against her looking at them --

14:43:34 25 THE WITNESS: It doesn't say anything.

14:43:35 1 that I haven't already said.

14:43:36 2 MR. HARTLEY: I don't know that it's  
14:43:37 3 going to help or hinder, but I don't think there's any  
14:43:40 4 rule prohibiting the witness from looking at the notes  
5 to refresh her memory.

14:43:45 6 MR. CRAWFORD: Unless you want to offer  
14:43:47 7 it to her to refresh her memory, the proper answer is I  
14:43:53 8 don't recall. Then you're allowed to refresh her memory  
14:43:56 9 on redirect. If she says, I don't recall, you say if I  
14:43:59 10 showed you something, would it help to jog your memory,  
14:44:02 11 you say yes.

14:44:03 12 But I think she's got all that.  
13 You did fine. You got all your notes in,  
14 I think.

14:44:07 15 THE WITNESS: Well, I've said everything.

14:44:09 16 MR. CRAWFORD: It's all on the record, so  
14:44:14 17 I'm not going to worry about it.

14:44:16 18 Q. When do you get your training on how to  
14:44:20 19 interpret the 25 percent rule, overall, about the same  
14:44:24 20 time?

14:44:24 21 A. Yes, usually when we -- we get e-mailed, but  
14:44:29 22 we don't refer to it until we get like a request and  
14:44:34 23 then you refer back to your information that you have on  
14:44:37 24 the 25 percent rule.

14:44:39 25 Q. Do you have a written manual on the 25 percent

14:44:44 1 rule or a spread sheet or --

14:44:46 2 A. E-mail.

14:44:46 3 Q. What is on the e-mail, instructions?

14:44:48 4 A. Instructions.

14:44:49 5 Q. Have you saved that e-mail?

14:44:51 6 A. Yes.

14:44:55 7 Q. Okay. Do you recall who sent you that e-mail?

14:44:58 8 A. My boss.

14:44:59 9 Q. Okay. So in terms of -- what I was trying to

14:45:08 10 get to your point, what is your role in the facility

14:45:11 11 check process? Was your answer that you only provide

14:45:14 12 information to the planner that requested it?

14:45:17 13 A. No. Like on the Waller Creek, it comes over

14:45:28 14 to us, and I can't recall who actually sends it to us.

14:45:31 15 We look at the availability of fibers and if it's the

14:45:38 16 primary route and there are no fibers available at that

14:45:42 17 point in time, we indicate that, but if we have fibers

14:45:48 18 available to be spliced, we will splice them.

14:45:50 19 Q. You do understand that you've got an

14:45:52 20 obligation to splice fibers for El Paso?

14:45:55 21 A. Well, absolutely.

14:45:56 22 Q. For El Paso and Waller Creek?

14:45:59 23 A. Right, it's not a problem.

14:46:00 24 Q. So the issue of whether they're spliced

14:46:03 25 through is not an issue for Waller Creek, right?

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1 A. No.

14:46:06 2 Q. Or for El Paso?

14:46:08 3 A. No.

14:46:08 4 Q. What is your understanding of SWBT's

14:46:11 5 obligation regarding its obligation to splice for

14:46:13 6 El Paso?

14:46:13 7 A. What do you mean?

14:46:15 8 Q. Were you told that SWBT is obligated to splice

14:46:19 9 for El Paso?

14:46:20 10 A. Absolutely.

14:46:21 11 Q. Okay. Now, does it matter whether the route

14:46:25 12 is primary or secondary for that fiber that's in the

14:46:28 13 ground?

14:46:28 14 A. Yes.

14:46:29 15 Q. Why so?

14:46:30 16 A. Because we are obligated to splice for the

14:46:34 17 primary, but not for the secondary. If the fibers

14:46:38 18 exist, then there's not a problem. We will use the 25

14:46:42 19 percent rule. If we have the fiber available, we give

14:46:46 20 them to El Paso.

14:46:47 21 Q. But on the -- on a route that's not what you

14:46:50 22 deem to be the primary route, you won't include

14:46:55 23 unspliced fibers in that calculation, will you?

14:47:00 24 A. Oh, in the calculation?

14:47:02 25 Q. You know the top --

14:47:04 1 A. Right. No, it was -- we don't deny on -- I  
14:47:13 2 mean, we don't deny them if they're not any available to  
14:47:18 3 the building at that time. We just say we have to  
14:47:20 4 splice. You know, we say they're not available. But if  
14:47:23 5 they need them spliced, we will splice.

14:47:26 6 Q. On both primary and secondary?

14:47:29 7 A. Primary.

14:47:30 8 Q. Primary?

14:47:31 9 A. On the secondary if they don't exist, then we  
14:47:34 10 don't splice, if it doesn't meet the 25 percent rule.

14:47:37 11 Q. So when you're doing 25 percent rule on the  
14:47:40 12 primary route, you'll include all fibers whether they're  
14:47:43 13 spliced or not in your starting calculation, all  
14:47:48 14 available fibers?

14:47:49 15 A. It's been so long since I did it.

14:47:54 16 Q. And what you're telling me is that on the  
14:47:56 17 secondary, you don't include the unspliced fibers?

14:47:58 18 A. In the secondary we only show the fibers that  
14:48:04 19 are in the building at that point in time.

14:48:08 20 Q. Terminated?

14:48:09 21 A. Terminated -- well --

14:48:12 22 Q. When you say in the building, you don't  
14:48:13 23 mean --

14:48:14 24 A. Spliced that are working in the building. You  
48:17 25 know, there's -- there's a number that -- that's



14:48:21 1 actually -- the physical cable, but we show the number  
14:48:26 2 that's working.

14:48:28 3 Q. A lot of times --

14:48:30 4 A. Maybe I'm getting confused.

14:48:31 5 Q. -- El Paso orders the dark fiber in the ground  
14:48:36 6 from point to point.

14:48:36 7 A. Right.

14:48:37 8 Q. Just to the demarc point, not inside the  
14:48:40 9 building in terms of inside wiring, correct?

14:48:42 10 A. Right. Now I'm getting myself confused. I  
14:48:45 11 would have to look back at the calculation sheet -- it's  
14:48:47 12 been too long -- exactly how you calculate it up.

14:48:51 13 Q. Right.

14:48:52 14 A. But I do know that we take the number of  
14:48:55 15 fibers and then we apply that rule and whatever we have  
14:48:59 16 leftover or whatever is being used and -- a maintenance  
14:49:04 17 spare, but I would need to refresh my memory on exactly  
14:49:10 18 how you calculate.

14:49:11 19 Q. Okay.

14:49:11 20 A. I'm sorry.

14:49:16 21 Q. And then when you determine whether or not  
14:49:18 22 facilities are available or not, what do you do with the  
14:49:21 23 information?

14:49:23 24 A. What do you mean what do I do with the  
14:49:26 25 information?

14:49:27 1 Q. Once you determine whether facilities are  
49:29 2 available or not, what do you do?

14:49:30 3 A. Well, if -- I send it back to whomever sent it  
14:49:34 4 to me.

14:49:35 5 Q. Okay. Which could be the planner or NSS?

14:49:38 6 A. Yes, whoever it was -- it was that sent it to  
14:49:41 7 me.

14:49:41 8 Q. Are those the two groups that typically send  
14:49:44 9 you stuff?

14:49:45 10 A. The planners don't usually send me stuff.

14:49:48 11 Q. Is it NSS?

14:49:49 12 A. NSS would send me information.

14:49:50 13 Q. So typically you send the information back to  
14:49:53 14 NSS?

14:49:53 15 A. Right.

14:49:54 16 Q. Okay. We talked about the information that's  
14:50:02 17 available to you to learn about what facilities are  
14:50:04 18 available in the field.

14:50:05 19 A. Uh-huh.

14:50:06 20 Q. I assume you had DWOs?

14:50:09 21 A. Uh-huh.

14:50:09 22 Q. PLRs?

14:50:11 23 A. Uh-huh.

14:50:11 24 Q. Both aerial and underground?

:50:13 25 A. Yes.

14:50:14 1 Q. You say you had a TIRKS database accessible to  
14:50:19 2 you?

14:50:19 3 A. Yes.

14:50:20 4 Q. What about JMOS?

14:50:21 5 A. Yes.

14:50:22 6 Q. What does JMOS have in it?

14:50:24 7 A. JMOS has for me the -- the progress of the  
14:50:30 8 job, they've charged off certain splices or it's charged  
14:50:38 9 off cable.

14:50:39 10 Q. So JMOS will show you a job that's -- as it  
14:50:43 11 progresses?

14:50:44 12 A. If the foreman charges it off properly, yes.

14:50:52 13 Q. Okay. Does it also show completed jobs?

14:50:56 14 A. It shows jobs once they're complete, yes.

14:51:01 15 Q. Can I pull up just about any piece of fiber in  
14:51:05 16 JMOS?

14:51:05 17 A. Yes, the fiber job, yes.

14:51:07 18 Q. And what does it tell me about the fiber?

14:51:09 19 A. It tells you that the fiber has been placed or  
14:51:12 20 spliced, or if the job is completed.

14:51:23 21 Q. And so I imagine the majority of fiber in JMOS  
14:51:27 22 is complete, right?

14:51:29 23 A. The majority -- yes, yes.

14:51:31 24 Q. Because there's more completed than there is  
14:51:34 25 still being deployed?

14:51:38 1 A. Yes, over many, many, many years, yes.

14:51:42 2 Q. Okay. What else does JMOS tell you?

14:51:50 3 A. How much time somebody spent doing the

14:51:55 4 specific splice, how much they spent on that operation.

14:51:58 5 Q. Okay. What other tools do you have available

14:52:10 6 to you?

14:52:13 7 A. FACS database, which --

14:52:15 8 Q. How do you spell FACS?

14:52:18 9 A. F-A-C-S.

14:52:20 10 Q. What does that have in it?

14:52:22 11 A. It keeps record of all our terminal locations,

14:52:29 12 our cable -- cooper cable counts and where they go, how

14:52:33 13 many lines are working, if it's a special facility or

14:52:36 14 not, terminal addresses.

14:52:48 15 Q. What other information is available to you?

14:52:50 16 A. What do I use? We go into a TIPR database,

14:53:29 17 but that's just to order equipment.

14:53:33 18 Q. Anything else you can think of?

14:53:35 19 A. Not at this moment, no.

14:53:37 20 Q. What is the dark fiber planning tool?

14:53:41 21 A. Dark fiber planning tool? I don't know what

14:53:44 22 you mean.

14:53:44 23 Q. You've never heard of that term before?

14:53:46 24 A. No.

14:53:52 25 Q. Now, when you return the information back to

14:53:55 1 NSS after doing your facility check --

53:58 2 A. Uh-huh.

4:53:59 3 Q. -- analysis, do you draw up a serving plan at

14:54:03 4 that time?

14:54:03 5 A. No, I don't draw up serving plans.

14:54:05 6 Q. Who does?

14:54:07 7 A. Oh, what's that department? I've gone blank

14:54:16 8 on the department that does it, but we do have a

14:54:21 9 departmental transmission -- something department. I

10 can't remember.

14:54:23 11 Q. Someone will do a serving plan for the

14:54:25 12 facility check that you did, that you handled?

14:54:27 13 A. No. I don't know what they do with the

14:54:29 14 information that I send back. If -- they do a serving

14:54:33 15 plan in advance when somebody like puts in a case,

14:54:38 16 and -- for a sold -- you know, for services they want,

14:54:43 17 like a DS3, then they'll draw up a serving plan to show

14:54:48 18 the routes that they're going and what equipment is

14:54:50 19 needed and what it's coded to and then it comes back to

14:54:54 20 us, but I don't know that they do a serving plan for

14:55:01 21 like a Waller Creek situation, unless it's the sold

14:55:04 22 service. I don't know.

14:55:06 23 Q. Okay. If you get a request for a -- for a

14:55:12 24 circuit and the only thing that it would require you to

55:15 25 do is -- you look at the facilities and the only thing

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14:55:18 1 that needs altering is maybe swapping out a DS3  
14:55:23 2 configuration for 28 DS1s at an end user?  
14:55:27 3 A. Uh-huh.  
14:55:27 4 Q. Do you denote that as facilities available or  
14:55:30 5 do you say facilities unavailable?  
14:55:32 6 A. We would say that the MUX has to be  
14:55:37 7 reconfigured to provide the DS3.  
14:55:39 8 Q. And do you reconfigure the MUXes for SWBT's  
14:55:47 9 customers?  
14:55:47 10 A. Yes, when I get a sold case that comes down to  
14:55:50 11 me and they set up the -- you know, the kick-off  
14:55:53 12 meeting, then at that point in time we either have to  
14:55:57 13 reconfigure a MUX or add a new MUX or whatever.  
14:56:01 14 Q. And you do that for retail sales and special  
14:56:04 15 access and those guys, right?  
14:56:05 16 A. Right.  
14:56:06 17 Q. Do you do that for CLECs?  
14:56:08 18 A. Everybody who puts in, you know -- asks for  
14:56:13 19 services and it's this -- you know, it's like a sold  
14:56:17 20 services, yes.  
14:56:17 21 Q. Right. Whether it's a CLEC or not?  
14:56:21 22 A. Makes no difference.  
14:56:23 23 Q. Makes no difference?  
14:56:24 24 A. A customer is a customer.  
14:56:26 25 Q. And you'll swap out the electronics or do that

14:56:30 1 reconfiguration at the MUX level?

14:56:32 2 A. Right.

14:56:32 3 Q. What about if you have to swap out a card

14:56:34 4 inside the MUX?

14:56:35 5 A. We do whatever it takes to get the service.

14:56:38 6 Q. Assuming you have the box already there?

14:56:40 7 A. Right. If you have to get a new box for a

14:56:44 8 sold case, we will, you know, do that if it's funded,

14:56:48 9 that type thing.

14:56:49 10 Q. Right.

14:56:58 11 When fiber is deployed, how do you test

14:57:01 12 it to know if it's good or not?

14:57:03 13 A. I don't do the testing. The fiber splicers

14:57:06 14 test it.

14:57:07 15 Q. Right. How do the -- how do the -- whoever

14:57:10 16 tests the fibers, how do they determine whether or not

14:57:12 17 it's good or not?

14:57:13 18 A. They have test equipment. I don't know how

14:57:16 19 they specifically do that.

14:57:18 20 Q. Do you know what the standard is for good

14:57:20 21 fiber or defective fiber?

14:57:22 22 A. No.

14:57:25 23 Q. Certainly there are occasions where fiber has

14:57:27 24 been deployed in your service area and it's been

14:57:29 25 defective, right?

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14:57:30 1 A. I haven't heard that. There may be defective  
14:57:34 2 fibers, but I don't generally get that information.

14:57:36 3 Q. Who does?

14:57:41 4 A. Usually -- I don't know. I haven't --

14:57:44 5 Q. Do you keep a list of what fiber is defective  
14:57:46 6 in the ground right now in your area?

14:57:48 7 A. I don't know -- we don't keep a list of that.  
14:57:53 8 I don't have a list of any that are defective. We may  
14:57:56 9 have a defective -- every once in a while we will run  
14:58:00 10 across a defective fiber and we will note that.

14:58:05 11 Q. That's what I'm --

14:58:06 12 A. But not a -- I'm thinking fiber cable.

14:58:09 13 Q. Right, a fiber.

14:58:10 14 A. A fiber, yes. If we have a fiber, they'll  
14:58:14 15 tell us, you can't use this fiber because this fiber is  
14:58:17 16 defective, so we will use another one.

14:58:19 17 Q. And when they say defective, what do they  
14:58:22 18 mean?

14:58:22 19 A. I imagine it has some problem on it some  
14:58:25 20 place, whether the fiber may be cracked or it may be a  
14:58:30 21 number of reasons.

14:58:31 22 Q. Or we just can't transmit light properly?

14:58:34 23 A. Right.

14:58:35 24 Q. What is the cut-off technical standard for  
14:58:38 25 whether or not something is defective or just --

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14:58:40 1 A. I do not know.

58:41 2 Q. You don't know.

14:58:41 3 You do keep a list of the defective  
14:58:43 4 fibers, right?

14:58:44 5 A. The ones that we are notified of, yes. We  
14:58:47 6 don't want to use them again.

14:58:49 7 Q. All right. Who does reflectance testing on  
14:58:56 8 fibers?

14:58:59 9 A. I would imagine a splicer, but I don't know  
14:59:01 10 that for sure.

14:59:10 11 Q. Now, when you're designing a job or when the  
14:59:13 12 transport engineer designs a job, do they take into  
14:59:16 13 account the splice loss measurements, the DB loss  
14:59:19 14 measurements as to whether or not which job should run  
14:59:22 15 over which fibers?

14:59:26 16 A. As far as the testing and how they test, I  
14:59:30 17 imagine they would do a loss measurement, but I don't  
14:59:33 18 know what they do with that information or what the  
14:59:36 19 cut-off is.

14:59:37 20 Q. What role does a transporter or transmission  
14:59:41 21 engineer play in the design of a SONET ring?

14:59:48 22 A. They take the information -- the transmission  
14:59:49 23 equipment engineer takes the information that we put on  
14:59:51 24 the LEA and they add to it, you know, with the  
.59:55 25 information that they have. They -- as far as the

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